



BY EMAIL and RESS

Mark Rubenstein
mark@shepherdrubenstein.com
Dir. 647-483-0113

Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, Ontario
M4P 1E4

October 22, 2025
Our File: EB20240125

Attn: Ritchie Murray, Acting Registrar

Dear Mr. Murray:

Re: EB-2024-0125 – Enbridge Gas 2023 ESM/DVA – SEC Cost Claim

We are counsel to the School Energy Coalition (“SEC”). Attached, please find the cost claim using the OEB’s cost claim system.

This Application was unusual due to the OEB’s concerns with, and ultimate rejection of, the Settlement Proposal, as reflected in the Decision on Settlement Proposal and Procedural Order No. 2, Procedural Order No. 3, and Decision on Settlement Proposal and Procedural Order No. 4. The undersigned, on behalf of SEC, acted as the coordinator and spokesperson for the intervenors during negotiations with Enbridge. As a result, additional time was required for the coordination and consolidation of intervenor comments and edits on the initial Settlement Proposal, as well as for coordination amongst the intervenors on the various joint letters from the parties filed with the OEB in response to the questions raised regarding that settlement. For cost claim purposes, all related time entries have been categorized under 'Preparation of Settlement Proposal'.

SEC also filed detail submissions on the proposed disposition of the GOCA account, which was relied upon by a number of other intervenors (CME, OGVG, and FRPO).

Additionally, we note where dockets include both reviewing evidence and preparing interrogatories, or reviewing interrogatory responses and preparing for the Settlement Conference, time has been allocated 50% to each applicable activity category. As a practical matter, these tasks are conducted concurrently and cannot be readily separated (e.g., interrogatories are prepared while reviewing evidence).

SEC submits that its participation in this proceeding was thorough and valuable and was designed to maximize its assistance to the OEB. Accordingly, SEC requests reimbursement of its reasonably incurred costs as set out in this letter and the attached documentation. These costs are commensurate with the bill impact on customers of the requested approval.



Yours very truly,
Shepherd Rubenstein P.C.

Mark Rubenstein

cc: Brian McKay, SEC (by email)
Applicant (by email)

EB-2024-0125 : 1 : Mark Rubenstein

COST CLAIM NUMBER
2882

SUBMISSION DEADLINE DATE
October 23, 2025

CLAIM STATUS
Approved by Finance

EB#
EB-2024-0125: Rates: Distribution: Enbridge Gas
Inc.

OTHER EB#S

PHASE #*
1

INTERVENOR
Rubenstein, Mark; +1 (647) 483-0113
mark@shepherdubenstein.com

INTERVENOR COMPANY*
School Energy Coalition, Toronto:
Corporation

INTERVENOR TYPE
Full Registrant

HST RATE ONTARIO
13.00

EXCHANGE RATE

COUNTRY

HST NUMBER
83673 5464 RT0001

LATE SUBMISSION ALLOWED
No

EXTENSION DEADLINE DATE

PARTICIPANTS

| <u>New</u> | <u>Non-Filing Participant First, Last Name</u> | <u>Filing Participant</u> | <u>Total (\$)</u> | <u>Total Hours</u> | <u>Participant Claim Status</u> |
|------------|------------------------------------------------|-------------------------------------------------------------------|-------------------|--------------------|---------------------------------|
| No | , | Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdubenstein.com | 16,023.85 | 46.80 | Submitted |

ATTACHMENTS

| <u>Attachment</u> | <u>Document Type</u> | <u>Import Message</u> |
|----------------------------------------------|----------------------|-----------------------|
| Cost Claim Cover.pdf | Cover Letter | |
| SEC EB-2024-0125 Cost Claim 102220251019.pdf | | |

TOTAL LEGAL/CONSULTANT/OTHER FEES
14,180.40

TOTAL DISBURSEMENTS
0.00

TOTAL HST
1,843.45

TOTAL CLAIM
16,023.85

TOTAL AMOUNT AWARDED

TOTAL HOURS CLAIMED
46.80

TOTAL HOURS DISALLOWED

REASON FOR
DISALLOWANCE

REASON FOR
DISALLOWANCE - 2

REASON FOR
DISALLOWANCE - 3

MAKE CHEQUE PAYABLE TO
Shepherd Rubenstein Professional Corporation, in trust

SEND PAYMENT TO ADDRESS

ATTENTION

2200 Yonge Street
Suite 1302
Toronto, ON
M4S 2C6

SUBMIT SECTION

I am a representative of the Party. I have examined all of the documentation in support of this cost claim. The costs incurred and time spent are directly related to the Party's participation in the OEB Process referred to above.

This cost claim does not include any costs for work done, or time spent, by a person that is an employee or officer of the Party as described in section 6.05 and 6.09 of the OEB's Practice Direction on Cost Awards.

The information (fees and disbursements) filed in this cost claim is complete and accurate and in accordance with the OEB's Practice Direction for Cost Awards and Appendix A, the Cost Awards Tariff.

SUBMITTED BY
Mark Rubenstein

DATE SUBMITTED
October 22, 2025

| | | | |
|----------------------------------------------------------------------------------------------------|--------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|--------------------------------------------------|
| CASE EB-2024-0125: Rates: Distribution: Enbridge Gas Inc. | COST CLAIM EB-2024-0125 : 1 : Mark Rubenstein | INTERVENOR NAME Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.c om | PARTICIPANT CLAIM STATUS Submitted |
| FILING PARTICIPANT Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com | NEW PARTICIPANT No | NON-FILING PARTICIPANT F. NAME | NON-FILING PARTICIPANT L. NAME |
| SERVICE PROVIDER TYPE* Legal Counsel | YEAR CALLED TO BAR* 2011 | COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE* 12 | HOURLY RATE 303 |
| HST RATE CHARGED* 13.00 | CV STATUS (FOR CONSULTANT/ANALYST) CV Required | LAST CV DATE | OVERRIDE HOURLY RATE No |
| HST NUMBER 83673 5464 RT0001 | HEARINGS Yes | CONSULTATIONS No | DISBURSEMENTS No |

HEARINGS

| | | | |
|--------------------------------|--------------------------------------------|--------------------------------------------|-----------------------------------------|
| Hearings Hours 46.80 | Hearings Subtotal (\$) 14,180.40 | Hearings Total Tax (\$) 1,843.45 | Hearings Total (\$) 16,023.85 |
|--------------------------------|--------------------------------------------|--------------------------------------------|-----------------------------------------|

| <u>Name</u> | <u>Hours</u> | <u>Hourly Rate</u> | <u>Sub Total</u> | <u>HST Rate</u> | <u>HST</u> | <u>Total</u> |
|-----------------------------------------------|--------------|------------------------|------------------|---------------------|---------------|-----------------|
| DISCOVERY | | | | | | |
| Read and Research Application and Evidence | 2.65 | 303 | 802.95 | 13.00 | 104.38 | 907.33 |
| Preparation of Interrogatories | 2.05 | 303 | 621.15 | 13.00 | 80.75 | 701.90 |
| Review Interrogatory Responses | 1.10 | 303 | 333.30 | 13.00 | 43.33 | 376.63 |
| Technical Conference Preparation | | 303 | | 13.00 | | |
| Technical Conference Attendance | | 303 | | 13.00 | | |
| Technical Conference Follow-up | | 303 | | 13.00 | | |
| Subtotal of DISCOVERY | 5.80 | | 1,757.40 | | 228.46 | 1,985.86 |
| PROCEDURAL | | | | | | |
| Preparation of Issues List Submission | | 303 | | 13.00 | | |
| Attendance at Issues List Conference | | 303 | | 13.00 | | |
| Preparation for a Confidentiality Request | | 303 | | 13.00 | | |
| Prepare Submissions on Confidentiality | | 303 | | 13.00 | | |
| Preparation of Motion(s) Materials | | 303 | | 13.00 | | |
| Prepare Submissions on the Motion(s) | | 303 | | 13.00 | | |
| Attendance at Hearing on Motion(s) | | 303 | | 13.00 | | |
| Review Procedural Documents | 1.00 | 303 | 303.00 | 13.00 | 39.39 | 342.39 |

| <u>Name</u> | <u>Hours</u> | <u>Hourly Rate</u> | <u>Sub Total</u> | <u>HST Rate</u> | <u>HST</u> | <u>Total</u> |
|------------------------------------------------------|--------------|--------------------|------------------|-----------------|-----------------|------------------|
| Subtotal of PROCEDURAL | 1.00 | | 303.00 | | 39.39 | 342.39 |
| INTERVENOR EVIDENCE | | | | | | |
| Preparation of Intervenor Evidence | | 303 | | 13.00 | | |
| Interrogatory Responses | | 303 | | 13.00 | | |
| Preparation of Witness(es) for Attendance at Hearing | | 303 | | 13.00 | | |
| Subtotal of INTERVENOR EVIDENCE | 0.00 | | 0.00 | | 0.00 | 0.00 |
| SETTLEMENT CONFERENCE | | | | | | |
| Preparation for Settlement Conference | 4.60 | 303 | 1,393.80 | 13.00 | 181.19 | 1,574.99 |
| Attendance at Settlement Conference | 17.00 | 303 | 5,151.00 | 13.00 | 669.63 | 5,820.63 |
| Preparation of Settlement Proposal | 11.90 | 303 | 3,605.70 | 13.00 | 468.74 | 4,074.44 |
| Attendance at Presentation to Panel | | 303 | | 13.00 | | |
| Subtotal of SETTLEMENT CONFERENCE | 33.50 | | 10,150.50 | | 1,319.56 | 11,470.06 |
| WRITTEN ARGUMENT | | | | | | |
| Written Submissions | 5.80 | 303 | 1,757.40 | 13.00 | 228.46 | 1,985.86 |
| Subtotal of WRITTEN ARGUMENT | 5.80 | | 1,757.40 | | 228.46 | 1,985.86 |
| ORAL ARGUMENT | | | | | | |
| Preparation for Oral Hearing | | 303 | | 13.00 | | |
| Attendance at Oral Hearing | | 303 | | 13.00 | | |
| Oral Submissions | | 303 | | 13.00 | | |
| Attendance at Oral Submissions | | 303 | | 13.00 | | |
| Subtotal of ORAL ARGUMENT | 0.00 | | 0.00 | | 0.00 | 0.00 |
| DECISION | | | | | | |
| Review Decision | 0.40 | 303 | 121.20 | 13.00 | 15.76 | 136.96 |
| Review Rate/Accounting Order | 0.30 | 303 | 90.90 | 13.00 | 11.82 | 102.72 |
| Prepare Submission on Rate Order | | 303 | | 13.00 | | |
| Subtotal of DECISION | 0.70 | | 212.10 | | 27.58 | 239.68 |
| OTHER | | | | | | |
| Other Attendance (e.g., Intervenor Conferences) | | 303 | | 13.00 | | |
| Subtotal of OTHER | 0.00 | | 0.00 | | 0.00 | 0.00 |
| TOTAL SERVICE PROVIDER FEES | | | | | | |
| Total Service Provider Fees | 46.80 | | 14,180.40 | | 1,843.45 | 16,023.85 |

Attachments

| <u>Attachment</u> | <u>Document Type</u> | <u>Import Message</u> |
|----------------------------------------------|----------------------|-----------------------|
| Copy of EB-2024-0125 Client Fees Listing.pdf | Time Docket | |

Hearings, Consultations, Disbursements Attachments

Attachment

Copy of EB-2024-0125 Client Fees Listing.pdf

Document Type

Time Docket

Claim Type

Hearings

Import Message

| Date | Explanation | Lwyr | Hours |
|----------|--------------------------------------------------------------------------------------------------|------|-------|
| 20240628 | review Notice | MR | 0.2 |
| 20240703 | review Notice/emails | MR | 0.2 |
| 20240705 | prelim review of Applicaiton and file intervenor form | MR | 0.4 |
| 20240722 | review PO | MR | 0.1 |
| 20240801 | review Application/draft IRs | MR | 3.5 |
| 20240802 | emails | MR | 0.1 |
| 20240818 | email/review other parties IRs | MR | 0.3 |
| 20240905 | prelim review of IRR | MR | 0.4 |
| 20240909 | emails | MR | 0.1 |
| 20240910 | review PP sub | MR | 0.1 |
| 20240911 | review EG corr | MR | 0.1 |
| 20240912 | p. call w. Nick Daube re: settlement issues | MR | 0.2 |
| 20240913 | emails/review clarification questions/review IRR and prepare for settlement | MR | 1.2 |
| 20240914 | review FRPO note/emails/review materials | MR | 0.6 |
| 20240915 | prepare for Settlement Conference | MR | 0.7 |
| 20240916 | attend Settlement Conference | MR | 7.7 |
| 20240916 | prepare for Day 2/p. call w. JG (CCC) | MR | 0.4 |
| 20240917 | attend Settlement Conference | MR | 5.3 |
| 20240917 | many emails/p. call w. D. Stevens (EGD)/prepare for Day 3 | MR | 0.5 |
| 20240918 | attend Settlement Conference/p. call w. D. Stevens (EG) | MR | 1 |
| 20240919 | review corr | MR | 0.1 |
| 20240924 | preliminary review of SP/emails | MR | 0.2 |
| 20240925 | emails | MR | 0.1 |
| 20240926 | emails | MR | 0.1 |
| 20240927 | emails | MR | 0.1 |
| 20240930 | review SP and provide comments and edits/emails | MR | 0.8 |
| 20241001 | emails | MR | 0.1 |
| 20241005 | emails | MR | 0.1 |
| 20241008 | review comments and edits and consolidated to return to EG | MR | 0.4 |
| 20241009 | review settlement/emails/consolidated comments | MR | 0.7 |
| 20241010 | emails | MR | 0.3 |
| 20241017 | review Staff submission | MR | 0.2 |
| 20241119 | review confidentiality decision | MR | 0.1 |
| 20250109 | review corr | MR | 0.1 |
| 20250128 | emails/review decision | MR | 0.5 |
| 20250129 | emails | MR | 0.2 |
| 20250201 | emails | MR | 0.2 |
| 20250203 | emails/prepare for Settlement Conference/p. call w. L. Gluck (CCC) x2/p. call w. Kent Elson (ED) | MR | 1.6 |
| 20250204 | attend Settlement Conference | MR | 3 |
| 20250206 | review EG draft letter/emails/provide significant edits and comments | MR | 1.5 |

| | | | |
|----------|-----------------------------------------------------------------------------------------------|----|------|
| 20250207 | many emails re: letter | MR | 0.3 |
| 20250210 | many emails/p. call w. J. Sidlofsky (Staff) | MR | 0.5 |
| 20250211 | edit letter/many emails | MR | 0.5 |
| 20250212 | review EG reply to letter/emails | MR | 0.2 |
| 20250213 | emails/meeting with D. Stevens (EG) and K. Elson (ED)/review final further ED edits to letter | MR | 1 |
| 20250214 | emails/review corr | MR | 0.2 |
| 20250218 | emails | MR | 0.1 |
| 20250304 | review PO/emails | MR | 0.3 |
| 20250305 | emails | MR | 0.1 |
| 20250306 | p. call w. KE (ED)/emails | MR | 0.5 |
| 20250313 | review EG draft letter and parties comments/many emails | MR | 0.7 |
| 20250314 | provide edits on letter/emails | MR | 0.3 |
| 20250317 | review and send letter back/emails | MR | 0.6 |
| 20250318 | emails/review final version | MR | 0.2 |
| 20250527 | review Decision on settlement/many emails | MR | 0.4 |
| 20250528 | many emails/p. call w. D. Stevens (EG)/p. call w. L. Gluck x2 | MR | 0.7 |
| 20250602 | p. call w. D. Stevens (EG)/emails | MR | 0.1 |
| 20250606 | emails | MR | 0.1 |
| 20250617 | emails/prel. review of AC | MR | 0.2 |
| 20250618 | review Argument-in-Chief | MR | 0.5 |
| 20250619 | review record, consider issues, draft argument | MR | 2.8 |
| 20250625 | emails/review CC draft | MR | 0.3 |
| 20250626 | emails | MR | 0.2 |
| 20250630 | emails | MR | 0.1 |
| 20250701 | emails/review FRPO/EP/ED draft submissions | MR | 0.6 |
| 20250702 | finalize and file/review other parties sub | MR | 0.7 |
| 20250704 | Review CME sub | MR | 0.1 |
| 20250716 | review reply arg | MR | 0.3 |
| 20250923 | review OEB Decision/emails | MR | 0.4 |
| 20250929 | review DRO | MR | 0.1 |
| 20251003 | review Staff corr | MR | 0.1 |
| 20251007 | review EG DRO reply | MR | 0.1 |
| | | | 46.8 |